

INFORMAL MEMORANDUM

DATE: 1/26/93

TO: Examiner Berch

FROM: Group Paralegal

SUBJECT: Decision on Terminal Disclaimer

6/ Terminal  
Not accepted  
J. Della  
1/26/93

INSTRUCTIONS: Please use the information in this form in your next Office action and then return this form to the paralegal. This form should not be mailed to the applicant!

The terminal disclaimer filed 1-4-93

in Serial No. 07/ 932, 142

has been reviewed by me with the following results:

☐ The terminal disclaimer is **PROPER** and has been recorded

☒ The disclaimer is **NOT PROPER** and has not been made of record for the reason(s) checked below:

☒ The recording fee of \$110.00 has not been submitted nor is there any authorization in the application file for the use of a Deposit Account.

☐ It does not include the provisions specified in :

☐ Rule 321(a) in that the person who has signed the disclaimer has not stated the extent of his/her interest in the patent/application

☐ Rule 321(b) needed to overcome the double patenting rejection (enforceable clause (common ownership))

☐ It is directed to a particular claim or claims, which is not acceptable since "the disclaimer must be of a terminal portion of the term of the entire patent to be granted." (MPEP 1490)

☐ The person who signed the terminal disclaimer

☐ has failed to state his/her capacity to sign for the corporation

☐ is not recognized as an officer of the assignee

☐ No documentary evidence of a chain of title from the original owner to assignee, and also fails to specify the reel and frame number where such evidence is recorded in the Office.  
37 CFR 3.73(b)

☒ No statement specifying that the evidentiary documents have been reviewed and certifying that, to the best of the assignee's knowledge and belief, title is in the assignee seeking to take action. 37 CFR 3.73(b)

☐ Other: